

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

DUHAMEL BROADCASTING
ENTERPRISES,

Plaintiff,

-vs-

MARKEL AMERICAN INSURANCE,
COMPANY,

Defendant.

CASE: 8:06-cv-00357

**ORDER FOR DISMISSAL
WITH PREJUDICE**

THIS MATTER comes before the Court on the Motion of the plaintiff (Filing No. 51) herein, Duhamel Broadcasting Enterprises, for dismissal of this action with prejudice to a new cause of action, each party to pay their own costs and attorneys fees.

WHEREFORE, this matter is dismissed with prejudice to a new cause of action, each party to bear their own costs and attorneys fees.

Dated this 26th day of September, 2008.

BY THE COURT:

s/Joseph F. Bataillon
Honorable Joseph F. Bataillon
United States District Court Judge